

TOXIC SUBSTANCES BRANCH CASE DISPOSITION SHEET

I. INSPECTION INFORMATION

Site Name: Xcel Energy-Valentia Service Center
Address: 2070 S Valentia Avenue, Denver, CO
Inspector: Kim P. Le
Inspection date: 01/20/2010
Case Officer: Kim P. Le

II. CASE DISPOSITION:

A. Program B. Program and Procedural
___ AHERA ___ Prior Notification
X PCB _X_ Notice of Inspection
___ EPCRA 313 _X_ CBI Notice
___ TSCA Other _X_ CBI Claim Form
___ FIFRA

C. Violation Codes and Narrative Statement of

Codes: No violations were observed during the inspection and record review.

D. Proposed Action(s): (Note: RP= Responsible Party)

X_ Close Case
___ Issue Notice of Non-Compliance or ___ Warning Letter
RP Name: _____
RP Address: _____
___ Civil Administrative Complaint
RP Name: _____
RP Address: _____
Temporary Docket Number: _____
___ Civil Judicial Referral
___ Criminal Judicial Referral

E. Comments:

F. Prepared By: Kim P. Le Date: 2/9/10

G. Approved By: CA Tunde Date: 2/9/10

III. LIST OF ATTACHMENTS:

___ Initial Case Screening Worksheet
___ Penalty Calculation Worksheet
X Inspection Report (Including Relevant Documents)
___ Laboratory Analysis Report

VI. DATE OF CASE REFERRAL TO OFFICE OF LEGAL ENFORCEMENT PROGRAM:

TOXIC SUBSTANCES BRANCH CASE DISPOSITION SHEET

I. INSPECTION INFORMATION

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A. Program B. Program and Procedural
 AHERA Prior Notification
☒ PCB ☒ Notice of Inspection
 EPCRA 313 ☒ CBI Notice
 TSCA Other ☒ CBI Claim Form
 FIFRA

Scan entire
folder

C. Violation Codes and Narrative Statement of Violations:

Codes: No violations were observed during the inspection and record review.

D. Proposed Action(s): (Note: RP= Responsible Party)

☒ Close Case
 Issue Notice of Non-Compliance or ☐ Warning Letter
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 RP Address: _____
 Civil Administrative Complaint
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TOXIC SUBSTANCES BRANCH CASE DISPOSITION SHEET

I. INSPECTION INFORMATION

Site Name: Xcel Energy-Valentia Service Center
Address: 2070 S Valentia Avenue, Denver, CO 80310
Inspector: Kim P. Le
Inspection date: 01/20/2010
Case Officer: Kim P. Le

II. CASE DISPOSITION:

A. Program B. Program and Procedural Requirements

<input type="checkbox"/> AHERA	<input type="checkbox"/> Prior Notification Given
<input checked="" type="checkbox"/> PCB	<input checked="" type="checkbox"/> Notice of Inspection Issued
<input type="checkbox"/> EPCRA 313	<input checked="" type="checkbox"/> CBI Notice
<input type="checkbox"/> TSCA Other	<input checked="" type="checkbox"/> CBI Claim Form
<input type="checkbox"/> FIFRA	

C. Violation Codes and Narrative Statement of Violations:

Codes: No violations were observed during the inspection and record review.

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RP Name: _____
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☐ Laboratory Analysis Report

VI. DATE OF CASE REFERRAL TO OFFICE OF LEGAL ENFORCEMENT PROGRAM:



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

Ref: 8ENF- AT

MEMORANDUM

SUBJECT: TSCA PCB Inspection Report

Valentia Service Center
Xcel Energy
2070 S. Valentia Avenue
Denver, Colorado 80310
Inspection date: 01/20/2010

FROM: Kim P. Le
Environmental Engineer

KP Le 2/9/10

TO: Cheryl A. Turcotte, Chief
Technical Enforcement Program

On January 20, 2010, I conducted a PCB inspection at the Valentia Service Center (owned by Xcel Energy) in Denver, Colorado. The purpose of my inspection was to determine the facility's compliance status relative to TSCA-PCB regulations. I met with Mr. Nick Pizzuti, Environmental Analyst and Daniel Devore, Environmental Analyst, at the facility. During the opening conference, I explained the purpose of my visit and presented my credentials to Mr. Devore. Mr. Devore then signed the Notice of Inspection form, read and signed the TSCA Inspection Confidentiality Notice form, and signed the Declaration of Confidential Business form, declining any confidentiality claims relative to the information collected during this inspection. At the end of the inspection, Mr. Devore signed the Receipt for Samples and Documents form.

The Valentia Service Center temporarily stores the potential PCB electrical equipment such as transformers, capacitors, bushings, etc. I requested to inspect the record keeping document such as the bill of lading which transferred the PCB items from this facility to the Lipan Distribution Center (permanent) in Denver, Colorado. Mr. Pizzuti told me that he would provide me with the bill of lading later because all of the records regarding the disposal were kept in the Lipan Distribution Center.

During my field inspection, I observed many transformers and drums stored in the open air area located at the eastside of the facility. Based on the PCB regulation of

40 CFR 761.65 (c) (1), the PCB items can be stored without roofs, walls, and doors up to 30 days from the day the PCB item or container was removed from service or the date of the test result. I noticed some of the electrical equipment was dated with testing information and waiting for the PCB test result. Mr. Devore also told me as soon as the test comes back with the PCB concentration, any electrical equipment with the PCB concentration of equal or greater than 50 parts per million will be transferred immediately to the Lipan Distribution Center for disposal. Mr. Pizzuti told me that each center has staff in charge of checking the condition of the electrical equipment for leaking condition. The practice for handling leaking or potentially leaking PCB items at this storage building was in satisfactory condition because they were stored in secondary containment.

From my record keeping review and observations from the field inspection, I determined that the company did not violate the PCB regulations of 40 CFR 761. At the closing conference, a receipt for documents was completed and issued to Mr. Devore. I thanked the company personnel for their cooperation in answering questions, providing records, and conducting the inspection of the facility. The inspection concluded the same day.

Attachments:

1. Notice of Inspection form.
2. TSCA Inspection Confidentiality Notice form.
3. Declaration of Confidential Business Information form.
4. Receipt for Samples and Documents form.
5. Bill of Lading (provided later).

COPY



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

Ref: 8ENF-AT

FEB 9 2010

Daniel Devore
Environmental Manager
Xcel Energy/Valentia Service Center
2070 S Valentia Avenue
Denver, Colorado 80310

RE: Closeout of TSCA-PCB Inspection

Dear Mr. Devore:

On January 20, 2010, I conducted an inspection at your facility for compliance with the PCB regulations found at 40 C.F.R Part 761 of the Toxic Substance Control Act (TSCA) program. Based on the inspection and records review, no compliance deficiencies were found. This correspondence closes out this inspection.

We thank you and your staff for your cooperation and should you have any questions please feel free to contact me at 303-312-6973.

Sincerely,

A handwritten signature in cursive script that reads "Kim P. Le".

Kim P. Le
Region 8 – PCB inspector
Technical Enforcement Program

STRAIGHT BILL OF LADING - SHORT FORM - Original - Not Negotiable

SHIPPER'S NO.

53330

CARRIER

PSCO

CARRIER'S NO.

RECEIVED, subject to the classifications and lawfully filed tariffs in effect on the date of the issue of this Bill of Lading.

AT Valentia SC 1-2 2009 FROM **XCEL ENERGY**

the property described below, in apparent good order, except as noted (contents and condition of contents of packages unknown), marked, consigned, and destined as indicated below, which said carrier (the word carrier being understood throughout this contract as meaning any person or corporation in possession of the property under the contract) agrees to carry to its usual place of delivery at said destination, if on its route, otherwise to deliver to another carrier on the route to said destination. It is mutually agreed, as to each carrier of all or any of said property over all or any portion of said route to destination, and as to each party at any time interested in all or any of said property, that every service to be performed hereunder shall be subject to all the terms and conditions of the Uniform Domestic Straight Bill of Lading set forth (1) in Uniform Freight Classification in effect on the date hereof, if this is a rail or a rail-water shipment, or (2) in the applicable motor carrier classification or tariff if this is a motor carrier shipment. Shipper hereby certifies that he is familiar with all the terms and conditions of the said bill of lading, including those on the back thereof, set forth in the classification or tariff which governs the transportation of this shipment, and the said terms and conditions are hereby agreed to by the shipper and accepted for himself and his assigns. **(Mail or street address of consignee - For purposes of notification only).**

CONSIGNEE TO	Public Service of Colorado / Xcel Energy		
DESTINATION	1123 W 3 rd Ave	STATE	Colorado
DELIVERY ADDRESS	* 1123 W. 3 rd Ave	ZIP CODE	80223
ROUTE	MAC Bldg.		(*) To govern

DELIVERING CARRIER

CAR OR VEHICLE INITIALS

NO. F2-637

NO. PKGS.	* H/M	KIND OF PACKAGE, DESCRIPTION OF ARTICLES, SPECIAL MARKS AND EXCEPTIONS	* WEIGHT (SUB. TO COR.)	CLASS OR RATE	CK. COL.	Subject to Section 7 of conditions of applicable bill of lading, if this shipment is to be delivered to the consignee without recourse on the consignor, the consignor shall sign the following statement:

The carrier shall not make delivery of this shipment without payment of freight and all other lawful charges.

#09205

(Signature of Consignor)

If charges are to be prepaid, write or stamp here, "To be Prepaid".

Received \$_____ to apply
in prepayment of the charges on the property
described hereon.

(Agent or Cashier)

PER _____
(The signature here acknowledges only the amount prepaid).

Charges Advanced: \$

24-HOUR EMERGENCY RESPONSE TELEPHONE NUMBER

1-800-541-0918

ORIGINATED BY:

TELEPHONE NO. _____

EXPANSION CODE

TOP

PERF CNTR

SUBSYSTEM CODE/JOB

ACTY CD

F/P

RECEIVED BY

① If the shipment moves between two ports by a carrier by water, the law requires that the bill of lading shall state whether it is "carrier's or shipper's weights".

NOTE - Where the rate is dependent on value, shippers are required to state specifically in writing the agreed or declared value of the property. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding _____.

per

☆ "The fibre boxes used for this shipment conform to the specifications set forth in the box maker's certificate thereon, and all other requirements of Uniform Freight Classification".

☆ Shipper's imprint in lieu of stamp; not a part of bill of lading approved by the Interstate Commerce Commission.

* H/M: Mark with "X" to designate Hazardous Material as defined in Title 49 of the Code of Federal Regulations.

"This is to certify that the above named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation."

XCEL ENERGY

SHIPPER, PER

AGENT, PER

Permanent post office address of shipper: **P.O. BOX 840, DENVER, CO 80201-0840** (This Bill of Lading is to be signed by the shipper and agent of the carrier issuing same).

FORM (NI) 274.54 2015

STRAIGHT BILL OF LADING - SHORT FORM - Original - Not Negotiable

SHIPPER'S NO. 53589

CARRIER

PSCO

CARRIER'S NO.

RECEIVED, subject to the classifications and lawfully filed tariffs in effect on the date of the issue of this Bill of Lading.

AT VALENTIA SC 9-11 20 09 FROM XCEL ENERGY

the property described below, in apparent good order, except as noted (contents and condition of contents of packages unknown), marked, consigned, and destined as indicated below, which said carrier (the word carrier being understood throughout this contract as meaning any person or corporation in possession of the property under the contract) agrees to carry to its usual place of delivery at said destination, if on its route, otherwise to deliver to another carrier on the route to said destination. It is mutually agreed, as to each carrier of all or any of said property over all or any portion of said route to destination, and as to each party at any time interested in all or any of said property, that every service to be performed hereunder shall be subject to all the terms and conditions of the Uniform Domestic Straight Bill of Lading set forth (1) in Uniform Freight Classification in effect on the date hereof, if this is a rail or a rail-water shipment, or (2) in the applicable motor carrier classification or tariff if this is a motor carrier shipment. Shipper hereby certifies that he is familiar with all the terms and conditions of the said bill of lading, including those on the back thereof, set forth in the classification or tariff which governs the transportation of this shipment, and the said terms and conditions are hereby agreed to by the shipper and accepted for himself and his assigns. (Mail or street address of consignee - For purposes of notification only).

CONSIGNEE TO Public Service Co of Colorado / Xcel Energy

DESTINATION 1123 W. 3rd Ave. STATE Colorado

DELIVERY ADDRESS * 1123 W. 3rd Ave MAC Bldg. ZIP CODE 80212 (* To be filled in only when shipper desires and governing tariffs provide for delivery thereat).

ROUTE

DELIVERING CARRIER

CAR OR VEHICLE INITIALS

NO. E2-632

NO. PKGS.	H/M	KIND OF PACKAGE, DESCRIPTION OF ARTICLES, SPECIAL MARKS AND EXCEPTIONS	WEIGHT (SUB. TO COR.)	CLASS OR RATE	CK. COL.	
1		NON-DOT Regulated PCB TRANSFORMER (Pole Mt.) #D-15794 62ppm EQ 48034 DRFD: 9-3-09	#250			Subject to Section 7 of conditions of applicable bill of lading, if this shipment is to be delivered to the consignee without recourse on the consignor, the consignor shall sign the following statement: The carrier shall not make delivery of this shipment without payment of freight and all other lawful charges. 09L63
1		NON-DOT Regulated PCB TRANSFORMER (Pole Mt.) #94551 486ppm EQ 48524 DRFD: 9-11-09	#150			
Picked up 9-15-09 THANK YOU						(Signature of Consignor)
24-HOUR EMERGENCY RESPONSE TELEPHONE NUMBER 1-800-541-0918						If charges are to be prepaid, write or stamp here, "To be Prepaid".
ORIGINATED BY [Signature]						Received \$ _____ to apply in prepayment of the charges on the property described hereon.
TELEPHONE NO. 303-434-4809						(Agent or Cashier)
EXPANSION CODE		TOR	PERF CNTR	SUBSYSTEM CODE/JOB	ACTY CD	F/P
RECEIVED BY						
<p>NOTE - Where the rate is dependent on value, shippers are required to state specifically in writing the agreed or declared value of the property. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding _____ per _____</p> <p>* The fibre boxes used for this shipment conform to the specifications set forth in the box maker's certificate thereon, and all other requirements of Uniform Freight Classification.</p> <p>* Shipper's Imprint in lieu of stamp: not a part of bill of lading approved by the Interstate Commerce Commission.</p>						<p>PER (The signature here acknowledges only the amount prepaid).</p> <p>Charges Advanced: \$</p>

XCEL ENERGY

SHIPPER, PER

AGENT, PER

Permanent post office address of shipper: P.O. BOX 840, DENVER, CO 80201-0840 (This Bill of Lading is to be signed by the shipper and agent of the carrier issuing same).

76-54-2065

1st Copy

2nd Copy

3rd Copy

4th Copy

1/20/2010 -

- Temporary Center *

Valencia Service Center, Denver, Co.

~

- Nick Pizzuti - Environmental ~~Alg~~ Analyst
- Bernie Horstman - lineman?
- Dan Devore - Environmental ~~Manager~~ ^{Analyst}
- Tom Goddard - Electric Manager
- Scott Murphy - Supervisor -

- 2 bills of lading 1/2/09. }
9/11/09 }

- observed many unknown (PCB?). @
the open air storage yard. Transformer
& drum was dated & waited for
the test result (PCB concentration).
As soon as, the result comes back.
750 ppm → NEX center in Denver.
Colorado.

- Gas & Electric Distribution Center - Denver



US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

Form Approved
OMB No. 2070-0007
Approval expires 8-31-85

NOTICE OF INSPECTION

1. INVESTIGATION IDENTIFICATION			2. TIME	3. FIRM NAME
DATE 1/20/10	INSPECTOR NO.	DAILY SEQ. NO.		Xcel Energy Service Center. Valentia Service Ctr.
4. INSPECTOR ADDRESS			5. FIRM ADDRESS	
1595 Wynnkoop Street Dunn, GA 30522			2070 S. Valentia Avenue Dunn, GA 30510	

REASON FOR INSPECTION

Under the authority of Section 11 of the Toxic Substances Control Act:

☒ For the purpose of inspecting (including taking samples, photographs, statements, and other inspection activities) an establishment, facility, or other premises in which chemical substances or mixtures or articles containing same are manufactured, processed or stored, or held before or after their distribution in commerce (including records, files, papers, processes, controls, and facilities) and any conveyance being used to transport chemical substances, mixtures, or articles containing same in connection with their distribution in commerce (including records, files, papers, processes, controls, and facilities) bearing on whether the requirements of the Act applicable to the chemical substances, mixtures, or articles within or associated with such premises or conveyance have been complied with.

☐ In addition, this inspection extends to (Check appropriate blocks):

☐ A. Financial data

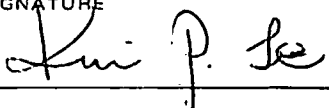

☐ D. Personnel data

☐ B. Sales data

☐ E. Research data

☐ C. Pricing data

The nature and extent of inspection of such data specified in A through E above is as follows:

INSPECTOR SIGNATURE 		RECIPIENT SIGNATURE 	
NAME Kim P. LE		NAME DAWN L. DEVORE	
TITLE Compliance I	DATE SIGNED	TITLE XCEL ENV SVCS	DATE SIGNED 1/20/10



US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

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OMB No. 2070-0007
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1. INVESTIGATION IDENTIFICATION			2. TIME	3. FIRM NAME
DATE 1/20/10	INSPECTOR NO.	DAILY SEQ. NO.		Xcel Energy Service Center Valencia Service Center
4. INSPECTOR ADDRESS 1595 Wynnkoop Street Dunn, GA 80502			5. FIRM ADDRESS 2070 S. Valencia Avenue Dunn, GA 80510	

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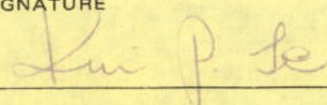

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☐ B. Sales data

☐ E. Research data

☐ C. Pricing data

The nature and extent of inspection of such data specified in A through E above is as follows:

INSPECTOR SIGNATURE 		RECIPIENT SIGNATURE 	
NAME KIM P LE		NAME DAVID L DEVORE	
TITLE Compliance I	DATE SIGNED	TITLE VCE ENV SUB	DATE SIGNED 1/20/10



US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

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INSPECTOR SIGNATURE

RECIPIENT SIGNATURE

NAME

NAME

TITLE

DATE SIGNED

TITLE

DATE SIGNED



US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

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☐ C. Pricing data

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INSPECTOR SIGNATURE		RECIPIENT SIGNATURE	
NAME		NAME	
TITLE	DATE SIGNED	TITLE	DATE SIGNED



United States Environmental Protection Agency
Washington, D.C. 20460
Toxic Substances Control Act
RECEIPT FOR SAMPLES AND DOCUMENTS

Form Approved
OMB No. 2070-0007
Approval Expires 10-31-92

The public reporting burden for this collection of information is estimated to average 5 minutes per response. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information to the Chief, Information Policy Branch (PM-223), US Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, marked ATTENTION: Desk Officer for EPA.

1. Investigation Identification			2. Firm Name
Date 1/20/10	Inspector No.	Daily Seq. No.	Xcel Energy Service Center Volantia Service Center
3. Inspector Address 1595 Wynn Koop Street Dunn, GA 30202			4. Firm Address 2070 S Volantia Avenue Dunn, GA 30310

The documents and samples of chemical substances and/or mixtures described below were collected in connection with the administration and enforcement of the Toxic Substances Control Act.

Receipt of the document(s) and/or sample(s) described is hereby acknowledged:

No.	Description
	None

Optional:

Duplicate or split samples: Requested and Provided ☐ Not Requested ☐

Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

Inspector Signature Kim P. Li		Recipient Signature [Signature]	
Name KIM P. LI		Name DAVID L. DEVOE	
Title Compliance Inspector	Date Signed 1/20/10	Title ENV SCS	Date Signed 1/20/10



United States Environmental Protection Agency
Washington, D.C. 20460
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1. Investigation Identification			2. Firm Name
Date 1/20/10	Inspector No.	Daily Seq. No.	Xcel Energy Service Center Valencia Service Center
3. Inspector Address 1595 Wynn Koop Street Dunwoody, GA 80202			4. Firm Address 2070 S. Valencia Avenue Dunwoody, GA 80310

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Optional:

Duplicate or split samples: Requested and Provided ☐ Not Requested ☐

Certification

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Inspector Signature Kim P. Le		Recipient Signature [Signature]	
Name KIM P. LE		Name DAVID L. DEVOE	
Title Compliance Inspects	Date Signed 1/20/10	Title ENV Supt	Date Signed 1/20/10



United States Environmental Protection Agency
Washington, D.C. 20460
Toxic Substances Control Act
RECEIPT FOR SAMPLES AND DOCUMENTS

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Duplicate or split samples: Requested and Provided ☐ Not Requested ☐

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I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

Inspector Signature Kim P. Le		Recipient Signature [Signature]	
Name KIM P. LE		Name DANIEL L. DEVORE	
Title Compliance Inspector	Date Signed 1/20/10	Title ENV Supt	Date Signed 1/20/10



United States Environmental Protection Agency
Washington, D.C. 20460
Toxic Substances Control Act
RECEIPT FOR SAMPLES AND DOCUMENTS

Form Approved
OMB No. 2070-0007
Approval Expires 10-31-92

The public reporting burden for this collection of information is estimated to average 5 minutes per response. This estimate includes time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information to the Chief, Information Policy Branch (PM-223), US Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, marked ATTENTION: Desk Officer for EPA.

1. Investigation Identification			2. Firm Name
Date 1/20/10	Inspector No.	Daily Seq. No.	Xcel Energy Service Center Valencia Service Center
3. Inspector Address 1595 Wynnkoop Street Denver, CO 80202			4. Firm Address 2070 S. Valencia Avenue Denver, CO 80310

The documents and samples of chemical substances and/or mixtures described below were collected in connection with the administration and enforcement of the Toxic Substances Control Act.

Receipt of the document(s) and/or sample(s) described is hereby acknowledged:

No.	Description
	None

Optional:

Duplicate or split samples: Requested and Provided ☐ Not Requested ☐

Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

Inspector Signature Kim P. Le		Recipient Signature DANIEL L. DEVOE	
Name KIM P. LE		Name DANIEL L. DEVOE	
Title Compliance Inspector	Date Signed 1/20/10	Title ENV Supt	Date Signed 1/20/10



US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

TSCA INSPECTION CONFIDENTIALITY NOTICE

Form Approved
OMB No. 2070-0007
Approval expires 10-31-92

1. INVESTIGATION IDENTIFICATION			2. FIRM NAME	
DATE 1/20/10	INSPECTOR NO.	DAILY SEQ. NO.	Xcel Energy Service ctr Valmista Service Cntr	
3. INSPECTOR NAME KIM P. LE			4. FIRM ADDRESS 2070 S. Valmista Avenue Denver, Co 80310	
5. INSPECTOR ADDRESS 1595 Wynkoop Street Denver, Co 80202			6. CHIEF EXECUTIVE OFFICER NAME _____	
			7. TITLE _____	

TO ASSERT A CONFIDENTIAL BUSINESS INFORMATION CLAIM

It is possible that EPA will receive public requests for release of the information obtained during inspection of the facility above. Such requests will be handled by EPA in accordance with provisions of the Freedom of Information Act (FOIA), 5 USC 552; EPA regulations issued thereunder, 40 CFR Part 2; and the Toxic Substances Control Act (TSCA), Section 14. EPA is required to make inspection data available in response to FOIA requests unless the Administrator of the Agency determines that the data contain information entitled to confidential treatment or may be withheld from release under other exceptions of FOIA.

Any or all the information collected by EPA during the inspection may be claimed confidential if it relates to trade secrets or commercial or financial matters that you consider to be confidential business information. If you assert a CBI claim, EPA will disclose the information only to the extent, and by means of the procedures set forth in the regulations (cited above) governing EPA's treatment of confidential business information. Among other things, the regulations require that EPA notify you in advance of publicly disclosing any information you have claimed as confidential business information.

A confidential business information (CBI) claim may be asserted at any time. You may assert a CBI claim prior to, during, or after the information is collected. The declaration form was developed by the Agency to assist you in asserting a CBI claim. If it is more convenient for you to assert a CBI claim on your own stationery or by marking the individual documents or samples "TSCA confidential business information," it is not necessary for you to use this form. The inspector will be glad to answer any questions you may have regarding the Agency's CBI procedures.

While you may claim any collected information or sample as confidential business information, such claims are unlikely to be upheld if they are challenged unless the information meets the following criteria:

1. Your company has taken measures to protect the confidentiality of the information, and it intends to continue to take such measures.

2. The information is not, and has not been, reasonably obtainable without your company's consent by other persons (other than governmental bodies) by use of legitimate means (other than discovery based on showing of special need in a judicial or quasi-judicial proceeding).
3. The information is not publicly available elsewhere.
4. Disclosure of the information would cause substantial harm to your company's competitive position.

At the completion of the inspection, you will be given a receipt for all documents, samples, and other materials collected. At that time, you may make claims that some or all of the information is confidential business information.

If you are not authorized by your company to assert a CBI claim, this notice will be sent by certified mail, along with the receipt for documents, samples, and other materials to the Chief Executive Officer of your firm within 2 days of this date. The Chief Executive Officer must return a statement specifying any information which should receive confidential treatment.

The statement from the Chief Executive Officer should be addressed to:

KIM P. LE, D. CO.

and mailed by registered, return-receipt requested mail within 7 calendar days of receipt of this Notice. Claims may be made any time after the inspection, but inspection data will not be entered into the special security system for TSCA confidential business information until an official confidentiality claim is made. The data will be handled under the agency's routine security system unless and until a claim is made.

TO BE COMPLETED BY FACILITY OFFICIAL RECEIVING THIS NOTICE:

I have received and read the notice

SIGNATURE

NAME

TITLE

DATE SIGNED

If there is no one on the premises of the facility who is authorized to make business confidentiality claims for the firm, a copy of this Notice and other inspection materials will be sent to the company's chief executive officer. If there is another company official who should also receive this information, please designate below.

NAME

TITLE

ADDRESS

Paperwork Reduction Act Notice

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US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

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OMB No. 2070-0007
Approval expires 10-31-92

1. INVESTIGATION IDENTIFICATION			2. FIRM NAME
DATE 1/20/10	INSPECTOR NO.	DAILY SEQ. NO.	Valueco Service Corp
3. INSPECTOR NAME KIM P L E			4. FIRM ADDRESS
5. INSPECTOR ADDRESS 1595 Durwin, Co 80202			6. CHIEF EXECUTIVE OFFICER NAME
			7. TITLE

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I have received and read the notice			
SIGNATURE [Signature]		NAME	
NAME DANIEL DEVORA		TITLE	
TITLE KORZ ENV SVCS	DATE SIGNED 1/20/10	ADDRESS	

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US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

TSCA INSPECTION CONFIDENTIALITY NOTICE

Form Approved
OMB No. 2070-0007
Approval expires 10-31-92

1. INVESTIGATION IDENTIFICATION			2. FIRM NAME	
DATE 11/20/10	INSPECTOR NO.	DAILY SEQ. NO.	Paperwork Reduction Service, Inc.	
3. INSPECTOR NAME KIM PLE			4. FIRM ADDRESS 220 S. Vandalia Ave.	
5. INSPECTOR ADDRESS 1595 W. 1st St. Durham, CO 80202			6. CHIEF EXECUTIVE OFFICER NAME [Signature]	
			7. TITLE [Signature]	

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SIGNATURE

NAME

TITLE

DATE SIGNED

NAME

TITLE

ADDRESS

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US ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

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Form Approved
OMB No. 2070-0007
Approval expires 10-31-92

1. INVESTIGATION IDENTIFICATION			2. FIRM NAME
DATE 1/20/10	INSPECTOR NO.	DAILY SEQ. NO.	
3. INSPECTOR NAME KIM P. LE			4. FIRM ADDRESS
5. INSPECTOR ADDRESS 1595 Durham, Co 28022			6. CHIEF EXECUTIVE OFFICER NAME
			7. TITLE

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SIGNATURE		NAME	
NAME		TITLE	
TITLE	DATE SIGNED	ADDRESS	

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IT'S YOUR CHOICE TO KEEP YOUR INFORMATION PRIVATE

The information is not being collected for a specific purpose. It is being collected for general information purposes. You may choose to provide the information or not. If you choose not to provide the information, it may affect the way the information is used.

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Disclose: Please indicate how you would like your information to be used.

If you are not sure how to answer the question, you may be given a choice for all possible answers. If you are not sure how to answer the question, you may be given a choice for all possible answers.

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The information from the Chief Executive Officer should be disclosed.

When you are asked to provide information, you may be given a choice for all possible answers. If you are not sure how to answer the question, you may be given a choice for all possible answers.

It is possible that the information collected by EPA will be used for a purpose other than the one for which it was collected. If you are not sure how to answer the question, you may be given a choice for all possible answers.

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NAME: _____

TITLE: _____

ADDRESS: _____

STATE: _____

ZIP: _____

TELEPHONE: _____

IT IS YOUR CHOICE TO KEEP YOUR INFORMATION PRIVATE

NAME: _____

TITLE: _____

ADDRESS: _____

STATE: _____

ZIP: _____

TELEPHONE: _____



United States Environmental Protection Agency
Washington, D.C. 20460

Toxic Substances Control Act

DECLARATION OF CONFIDENTIAL BUSINESS INFORMATION

Form Approved
OMB No. 2070-0007
Approval Expires 10-31-92

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1. Investigation Identification			2. Firm Name
Date 1/20/10	Inspector No.	Daily Seq. No.	Xcel Energy Service Ctr. Valmetis Service Ctr.
3. Inspector Address 1595 Wynnkoop Street Denver, Co 80202			4. Firm Address 2070 S. Valmetis Arum Denver, Co 80310

Information designated as confidential business information

No.	Description
	NA

ACKNOWLEDGEMENT BY CLAIMANT

The undersigned acknowledges that the information described above is designated as Confidential Business Information under Section 14(c) of the Toxic Substances Control Act. The undersigned further acknowledges that he/she is authorized to make such claims for his/her firm.

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Inspector Signature Kim P. Le		Claimant Signature DANIEL L DEVOE	
Name KIM P. LE		Name DANIEL L DEVOE	
Title Compliance Inspector	Date Signed 1/20/10	Title Xcel ENV Servs	Date Signed 1/20/10



United States Environmental Protection Agency
Washington, D.C. 20460

Toxic Substances Control Act

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Name KIM P. LE		Name DANIEL L DEVOE	
Title Compliance Inspector	Date Signed 1/20/10	Title Xcel Energy	Date Signed 1/20/10



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Name KIM P. LE		Name DANIEL L DEVOE	
Title Compliance Inspector	Date Signed 1/20/10	Title XCEL ENERGY	Date Signed 1/20/10



United States Environmental Protection Agency
Washington, D.C. 20460

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ACKNOWLEDGEMENT BY CLAIMANT

The undersigned acknowledges that the information described above is designated as Confidential Business Information under Section 14(c) of the Toxic Substances Control Act. The undersigned further acknowledges that he/she is authorized to make such claims for his/her firm.

The undersigned understands that challenges to confidentiality claims may be made, and that claims are not likely to be upheld unless the information meets the following guidelines: (1) The company has taken measures to protect the confidentiality of the information and it intends to continue to take such measures; (2) The information is not, and has not been reasonably attainable without the company's consent by other persons (other than governmental bodies) by use of legitimate means (other than discovery based on a showing of special need in a judicial or quasi-judicial proceeding); (3) The information is not publicly available elsewhere; and (4) Disclosure of the information would cause substantial harm to the company's competitive position.

Certification

I certify that the statements I have made on this form and all attachments thereto are true, accurate, and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.

Inspector Signature Kim P. Le		Claimant Signature DANIEL L DEVOE	
Name KIM P. LE		Name DANIEL L DEVOE	
Title Compliance Reporter	Date Signed 1/20/10	Title XCEL ENERGY	Date Signed 1/20/10